

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>JASON M. HIMMEL,</b>	:	
<b>Petitioner</b>	:	
	:	<b>No. 1:18-cv-00784</b>
<b>v.</b>	:	
	:	<b>(Judge Rambo)</b>
<b>SCI DALLAS, <u>et al.</u>,</b>	:	
<b>Respondents</b>	:	

**ORDER**

**AND NOW**, on this 19th day of November 2018, in accordance with the accompanying Memorandum, **IT IS ORDERED THAT:**

1. Petitioner's motion for relief from judgment (Doc. No. 9), is **DEEMED withdrawn**;
2. Petitioner Jason M. Himmel's petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 (Doc. No. 1), is **DENIED**;
3. No certificate of appealability shall issue, as Petitioner has failed to demonstrate "a substantial showing of the denial of a constitutional right," 28 U.S.C. § 2253(c)(2); see also Miller-El v. Cockrell, 537 U.S. 322, 335-36 (2003); Slack v. McDaniel, 529 U.S. 473, 484 (2000); and
4. The Clerk of Court is directed to **CLOSE** this case.

s/Sylvia H. Rambo  
SYLVIA H. RAMBO  
United States District Judge